

JULY 2, 2012
REGULAR PARMA CITY COUNCIL MEETING MINUTES
PARMA CITY HALL COUNCIL CHAMBERS
7:07 PM

The Regular Council Meeting was called to order by President of Council Sean P. Brennan presiding.

COUNCIL MEMBERS PRESENT:

ROY J. JECH
DEBORAH LIME
LARRY NAPOLI
SCOTT M. TUMA
BRIAN BROCHETTI
MARK CASSELBERRY
BRIAN DAY
ALLAN DIVIS
MARY GALINAS

Mr. Ramser – Mr. President, the Roll of Council has been called and I find a quorum of Council members present. The following officials and department heads were also present: Mayor Timothy DeGeeter, Law Director Timothy Dobeck, Auditor Dennis Kish, Treasurer Tom Mastroianni, Service Director Brian Higgins, Safety Director Gregory Baeppler, Building Commissioner/City Engineer Paul Deichmann, Communications and Community Relations Director Jeannie Roberts, Recreation Director Mickey Vittardi, Community Development Director Erik Tollerup, Economic Development Officer/Grant Writer Shelley Cullins, Director of Public Housing Lev Kulchytsky and Clerk of Council Kenneth Ramser.

INVOCATION

The Invocation was given by Clerk of Council Kenneth A. Ramser

PLEDGE OF ALLEGIANCE

LEGISLATIVE COMMENT

Mr. Brennan – Asked if anyone from the public would like to comment on any legislation that Council will be taking final action on tonight. No one wished to comment.

DISPOSAL OF JOURNAL

Mr. Brennan – Stated, we have the Minutes from the June 18, 2012, Regular Council Meeting. He asked if there were any additions or corrections to the Minutes. Stated, hearing none, the Minutes will stand approved as printed.

COMMUNICATIONS, PETITIONS AND CLAIMS

Communication received from the Ohio Division of Liquor Control for a transfer of all licenses from Farikal Corp. dba Red Circle Bar and Lanes 6056 State Road 1st Fl and Bsmt., Parma, Ohio 44134 to Apilrc Corp, dba Red Circle Bar and Lanes, 6056 State Rd. 1st Fl and Bsmt., Parma, Ohio 44134. This was mailed on July 2, 2012 and responses must be postmarked no later than August 2, 2012.

Mr. Brennan – Said liquor permit shall be referred to the Ward Council and Safety Director.

AMENDMENT TO THE CALENDAR

Motion made by Councilman Jech, seconded by Councilman Day, to amend the Calendar by adding Ordinance No. 144-12 to Suspension of the Rules. Motion carried.

FIRST READING:

Ordinance No. 130-12

7/2/12

L-130-12

By: **D. Lime**

(By Request – Community Services & Economic Development Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES & ECONOMIC DEVELOPMENT TO IMPLEMENT THE 2012 NUISANCE DEMOLITION PROGRAM AND FOR THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE DEMOLITION OF ALL DESIGNATED DWELLING STRUCTURES AND GARAGES, AND DECLARING AN EMERGENCY

Mr. Brennan – Ordinance No. 130-12 shall be referred to the Public Service Committee.

Ordinance No. 131-12

7/2/12

L-131-12

By: **D. Lime**

(By Request – Community Services & Economic Development Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES & ECONOMIC DEVELOPMENT TO IMPLEMENT THE 2012 STREETScape IMPROVEMENT PROJECT AND FOR THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE REPLACEMENT OF ALL DESIGNATED BLIGHTED SECTIONS OF COMMERCIAL CURB, PUBLIC SIDEWALK, CATCH BASIN AND TREE LAWN, AND DECLARING AN EMERGENCY

Mr. Brennan – Ordinance No. 131-12 shall be referred to the Public Service Committee.

Ordinance No. 132-12

7/2/12

L-132-12

By: **D. Lime**

(By Request – Community Services & Economic Development Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES & ECONOMIC DEVELOPMENT TO IMPLEMENT THE 2012 SIDEWALK, CURB, AND CATCH BASIN PROJECT AND FOR THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE REPLACEMENT OF ALL DESIGNATED BLIGHTED SECTIONS OF RESIDENTIAL PUBLIC SIDEWALK, CURB AND CATCH BASIN, AND DECLARING AN EMERGENCY

Mr. Brennan – Ordinance No. 132-12 shall be referred to the Public Service Committee.

Ordinance No. 140-12

7/2/12

L-140-12

By: **S.M. Tuma**

(By Request – City Engineer)

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR IMPROVEMENTS TO DENTZLER ROAD, GLENCAIRN DRIVE, BROADVIEW ROAD, AND GETTYSBURG DRIVE IN THE CITY OF PARMA, OHIO, CONSISTING OF THE CONSTRUCTION OF SANITARY SEWERS TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY

Mr. Brennan – Ordinance No. 140-12 shall be referred to the Finance Committee.

Ordinance No. 141-12

7/2/12

L-141-12

By: **S.M. Tuma**

(By Request – Clerk of Court)

AN ORDINANCE AUTHORIZING THE CLERK OF COURT TO ENTER INTO A CONTRACT WITH PITNEY BOWES FOR THE LEASE OF AN INTEGRATED ELECTRONIC MAILING SYSTEM FOR THE PARMA MUNICIPAL COURT, AND DECLARING AN EMERGENCY

Mr. Brennan – Ordinance No. 141-12 shall be referred to the Finance Committee.

SECOND READING:

Resolution No. 120-12

6/18/12

L-120-12

By: **D. Lime**

(By Request – Auditor)

A RESOLUTION IN SUPPORT OF S.B. 343, THE OHIO PUBLIC EMPLOYEES RETIREMENT SYSTEM (OPERS) PENSION REFORM AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime, seconded by Councilman Day to refer Resolution No. 120-12 back to the Public Service Committee. Motion carried.

Ordinance No. 122-12

6/18/12

L-122-12

By: **B. Brochetti**

AN ORDINANCE TO AMEND SUBSECTION (d) OF SECTION 672.14 "POINTING AND DISCHARGING FIREARMS AND OTHER WEAPONS" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Day, seconded by Councilwoman Galinas to refer Ordinance No. 122-12 back to the Public Safety Committee. Motion carried.

Ordinance No. 126-12

6/18/12

L-126-12

By: **B. Day**

(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR PAVEMENT MARKINGS AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to refer Ordinance No. 126-12 back to the Finance Committee.

Ordinance No. 127-12

6/18/12

L-127-12

By: **L. Napoli**

(By Request – City Engineer)

A RESOLUTION APPROVING THE ADOPTION OF THE COUNTYWIDE ALL NATURAL

HAZARDS MITIGATION PLAN FOR CUYAHOGA COUNTY, 2011 UPDATE, AND
DECLARING AN EMERGENCY

Motion made by Councilman Napoli, seconded by Councilman Day to refer Ordinance No. 127-12 back to the Environmental Standards Committee. Motion carried.

SECOND READING SUSPENSION OF THE RULES:

Mr. Brennan - Shall the statutory provision and Rule 48 requiring the full and distinct reading of Ordinance No. 128-12 on three different days be dispensed with?

Yes: Jech, Lime, Napoli, Tuma, Brochetti, Casselberry, Day, Divis, Galinas.

No: None; motion carried.

Ordinance No. 128-12 6/18/12 L-128-12
By: **L. Napoli, R.J. Jech**
(By Request – City Engineer)

AN ORDINANCE ACCEPTING GRANT OF EASEMENT BY WEST CREEK PRESERVATION COMMITTEE FOR THE PUMP STATION LOCATED WITHIN DENTZLER ROAD RIGHT-OF-WAY LINE IN THE CITY OF PARMA AND ADJACENT TO PERMANENT PARCEL NO. 452-10-001 AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to amend Ordinance No. 128-12 in Section 2, the Account Number shall be changed to read "68059-12812 – Land Purchased". Motion carried.

Motion made by Councilman Jech, seconded by Councilman Day to adopt amended Ordinance No. 128-12.

Yes: Jech, Lime, Napoli, Tuma, Brochetti, Casselberry, Day, Divis, Galinas.

No: None; Ordinance No. 128-12 is adopted as amended.

THIRD READING:

Ordinance No. 83-12 5/7/12 L-83-12
By: **L. Napoli**
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR SANITARY SEWER IMPROVEMENTS FOR THE PARKHAVEN DRIVE AND BROADVIEW ROAD SANITARY SEWER PROJECT IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to amend Ordinance No. 83-12 to delete "Sewer Project" between Road and Sanitary in the Heading. Motion carried.

Motion made by Councilman Tuma, seconded by Councilman Day to hold amended Ordinance No. 83-12 on Third Reading. Motion carried.

Resolution No. 106-12 5/21/12 L-106-12
By: **B. Brochetti, M. Galinas**

A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SAFETY TO ISSUE A PERMIT TO TRANSPORT INTO THE TERRITORIAL LIMITS OF THE CITY OF PARMA

FIREWORKS AND FIREWORK SUNDRIES FOR A PYROTECHNIC DISPLAY IN CONJUNCTION
WITH THE HOLY FAMILY PARISH FESTIVAL AND DECLARING AN EMERGENCY

Motion made by Councilman Jech, seconded by Councilman Day to adopt Resolution No. 106-12.
Yes: Jech, Lime, Napoli, Tuma, Brochetti, Casselberry, Day, Divis, Galinas.
No: None; Resolution No. 106-12 is adopted.

Resolution No. 117-12 6/4/12 L-117-12

By: **S.M. Tuma, R.J. Jech, L. Napoli, B. Brochetti, B. Day, A. Divis, M. Galinas**
(By Request – Auditor)

A RESOLUTION ADOPTING THE TAX BUDGET OF THE CITY OF PARMA, OHIO FOR
THE YEAR 2013, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to amend Resolution No. 117-12 by accepting Exhibit A and to waive Rule 52. Motion carried.
Motion made by Councilman Jech, seconded by Councilman Day to adopt amended Resolution No. 117-12.
Yes: Jech, Lime, Napoli, Tuma, Brochetti, Casselberry, Day, Divis, Galinas.
No: None; Amended Resolution No. 117-12 is adopted.

SUSPENSION OF THE RULES:

Mr. Brennan - Shall the statutory provision and Rule 48 requiring the full and distinct reading of Ordinance No. 133-12, Resolution No. 134-12, Resolution No. 135-12, Resolution No. 136-12, Resolution No. 137-12, Resolution No. 138-12, Resolution No. 139-12, Ordinance No. 142-12, Ordinance No. 143-12, and Ordinance No. 144-12 on three different days be dispensed with?
Yes: Jech, Lime, Napoli, Tuma, Brochetti, Casselberry, Day, Divis, Galinas.
No: None; motion carried.

Mr. Brennan - Shall Rule 45 requiring reference to committee be dispensed with and Ordinance No. 133-12, Resolution No. 134-12, Resolution No. 135-12, Resolution No. 136-12, Resolution No. 137-12, Resolution No. 138-12, Resolution No. 139-12, Ordinance No. 142-12, Ordinance No. 143-12, and Ordinance No. 144-12 be placed on final passage?
Yes: Jech, Lime, Napoli, Tuma, Brochetti, Casselberry, Day, Divis, Galinas.
No: None; motion carried.

Ordinance No. 133-12 7/2/12 L-133-12

By: **S. M. Tuma**
(By Request – Auditor)

AN ORDINANCE TO AMEND THE 2012 PERMANENT APPROPRIATIONS OF THE CITY
OF PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech, seconded by Councilman Day to adopt Ordinance No. 133-12.
Yes: Jech, Lime, Napoli, Tuma, Brochetti, Casselberry, Day, Divis, Galinas.
No: None; motion carried. Ordinance No. 133-12 is adopted.

Resolution No. 134-12

7/2/12

L-134-12

By: **S.M. Tuma**

(By Request – Auditor)

A RESOLUTION APPROVING THE CITY AUDITOR'S POST CERTIFICATION OF
REQUISITIONS AS DETAILED IN EXHIBIT "A" AND DECLARING AN EMERGENCY

Motion made by Councilman Jech, seconded by Councilman Day to adopt Resolution No. 134-12.

Yes: Jech, Lime, Napoli, Tuma, Brochetti, Casselberry, Day, Divis, Galinas.

No: None; motion carried. Resolution No. 134-12 is adopted.

Resolution No. 135-12

7/2/12

L-135-12

By: **R.J. Jech, D. Lime, L. Napoli, S. Tuma, B. Brochetti, M. Casselberry, B. Day, M. Galinas,
A. Divis**

(By Request – Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO INSTITUTE SUMMARY
NUISANCE ABATEMENT OF PERMANENT PARCEL NUMBER 446-02-117, 3203 INGLESIDE
DRIVE, PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech, seconded by Councilman Day to adopt Resolution No. 135-12.

Yes: Jech, Lime, Napoli, Tuma, Brochetti, Casselberry, Day, Divis, Galinas.

No: None; motion carried. Resolution No. 135-12 is adopted.

Resolution No. 136-12

7/2/12

L-136-12

By: **R.J. Jech, D. Lime, L. Napoli, S. Tuma, B. Brochetti, M. Casselberry, B. Day, M. Galinas,
A. Divis**

(By Request – Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO INSTITUTE SUMMARY
NUISANCE ABATEMENT OF PERMANENT PARCEL NUMBER 446-13-048, 2911 GRANTWOOD
AVENUE, PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech, seconded by Councilman Day to adopt Resolution No. 136-12.

Yes: Jech, Lime, Napoli, Tuma, Brochetti, Casselberry, Day, Divis, Galinas.

No: None; motion carried. Resolution No. 136-12 is adopted.

Resolution No. 137-12

7/2/12

L-137-12

By: **M. Casselberry, R.J. Jech, D. Lime, L. Napoli, S. Tuma, B. Brochetti, B. Day, A. Divis,
M. Galinas**

(By Request – Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO INSTITUTE SUMMARY
NUISANCE ABATEMENT OF PERMANENT PARCEL NUMBER 447-12-048, 4007 YORKSHIRE
ROAD, PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech, seconded by Councilman Day to adopt Resolution No. 137-12.

Yes: Jech, Lime, Napoli, Tuma, Brochetti, Casselberry, Day, Divis, Galinas.

No: None; motion carried. Resolution No. 137-12 is adopted.

Resolution No. 138-12

7/2/12

L-138-12

By: **M. Casselberry, R.J. Jech, D. Lime, L. Napoli, S. Tuma, B. Brochetti, B. Day, A. Divis, M. Galinas**

(By Request – Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO INSTITUTE SUMMARY NUISANCE ABATEMENT OF PERMANENT PARCEL NUMBER 447-09-087, 5247 WEST 49th STREET, PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech, seconded by Councilman Day to adopt Resolution No. 138-12.

Yes: Jech, Lime, Napoli, Tuma, Brochetti, Casselberry, Day, Divis, Galinas.

No: None; motion carried. Resolution No. 138-12 is adopted.

Resolution No. 139-12

7/2/12

L-139-12

By: **M. Casselberry, R.J. Jech, D. Lime, L. Napoli, S. Tuma, B. Brochetti, B. Day, A. Divis, M. Galinas**

(By Request – Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO INSTITUTE SUMMARY NUISANCE ABATEMENT OF PERMANENT PARCEL NUMBER 447-09-087, 3703 MAPLECREST AVENUE, PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech, seconded by Councilman Day to adopt Resolution No. 139-12.

Yes: Jech, Lime, Napoli, Tuma, Brochetti, Casselberry, Day, Divis, Galinas.

No: None; motion carried. Resolution No. 139-12 is adopted.

Ordinance No. 142-12

7/2/12

L-142-12

By: **S.M. Tuma, B. Day, D. Lime, R.J. Jech, L. Napoli, B. Brochetti, A. Divis, M. Galinas, M. Casselberry**

(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT UNDER THE STATE OF OHIO COOPERATIVE PURCHASE PROGRAM FOR THE PURCHASE OF COMPUTER NETWORK SERVERS, NETWORK STORAGE, FIREWALLS, NETWORK CABLES, FIBER OPTIC CARDS, LICENSES AND EXPANSION MODULES FOR THE PARMA POLICE DEPARTMENT AND DECLARING AN EMERGENCY

Motion made by Councilman Jech, seconded by Councilman Day to adopt Ordinance No. 142-12.

Yes: Jech, Lime, Napoli, Tuma, Brochetti, Casselberry, Day, Divis, Galinas.

No: None; motion carried. Ordinance No. 142-12 is adopted.

Ordinance No. 143-12

7/2/12

L-143-12

By: **B. Day, R.J. Jech, L. Napoli, S. Tuma, D. Lime, M. Casselberry, M. Galinas, A. Divis, B. Brochetti**

(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO AN EXTENSION OF A CONTRACT WITH MERITECH FOR IT SERVICES (INSTALLING, REPAIRING, MANAGING, ETC.) FOR THE POLICE DEPARTMENT, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech, seconded by Councilman Day to adopt Ordinance No. 143-12.
Yes: Jech, Lime, Napoli, Tuma, Brochetti, Casselberry, Day, Divis, Galinas.
No: None; motion carried. Ordinance No. 143-12 is adopted.

Ordinance No. 144-12 7/2/12 L-144-12

By: **L. Napoli, R.J. Jech**
(By Request – Service Director)

AN ORDINANCE TO AMEND A PORTION OF SECTION 1 OF ORDINANCE NO. 50-08
RELATIVE TO THE AMOUNT FOR A CONTRACT WITH STEPHEN HOVANCSEK & ASSOCIATES
INC. FOR ENGINEERING SERVICES RELATED TO THE WATER MAIN REPLACEMENT, STORM
SEWER REPLACEMENT AND ROAD CONSTRUCTION ON PARKHAVEN DRIVE IN THE CITY OF
PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech, seconded by Councilman Day to adopt Ordinance No. 144-12.
Yes: Jech, Lime, Napoli, Tuma, Brochetti, Casselberry, Day, Divis, Galinas.
No: None; motion carried. Ordinance No. 144-12 is adopted.

APPOINTMENTS AND CONFIRMATIONS

Mayor DeGeeter stated that he had no appointments and confirmations.

PUBLIC SESSION

No one wished to speak.

MISCELLANEOUS BUSINESS

Mayor – No Comment

Safety Director – No Comment

Law Director – No comment.

Auditor – No comment.

Treasurer – No comment.

Councilman Jech – Wished everyone a Happy Fourth of July.

Councilwoman Lime – Congratulated West Creek on making the area an asset.

Councilman Napoli – Congratulated West Creek on their purchase.

Councilman Tuma – Wished everyone a Safe and Happy Fourth of July.

Councilman Brochetti – Wished everyone a Safe and Happy Fourth of July.

Councilman Casselberry – Congratulated West Creek and wished everyone a
Safe and Happy Fourth of July.

Councilman Day – Wished everyone a Happy Fourth of July.

Councilman Divis – Thanked West Creek on their accomplishments

Councilwoman Galinas – Thanked West Creek on their accomplishments.

President Brennan – Thanked John Cardwell, the Project Manager for West Creek.
Mentioned the 2nd Run for the Pierogies and St. Charles Parade and Carnival.

ADJOURNMENT

Motion made by Councilman Day seconded by Councilman Tuma to adjourn said meeting.
Motion carried.

C E R T I F I C A T I O N

I, Kenneth A. Ramser, Clerk of Council for the City of Parma, Ohio, do hereby certify the above to be a true and correct copy of the Minutes from the Regular Council Meeting held on Monday, July 2, 2012.

KENNETH A. RAMSER
CLERK OF COUNCIL

Meeting adjourned at 7:45 P.M.
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SEAN P. BRENNAN
PRESIDENT OF COUNCIL

(Minutes completed July 12, 2012)